

Entered -10-17-01 - sb  
CL 01L0651 - GWENDOLYN BURNS

CLAIM OF: **MAMIE RILEY**  
1341 Westmont Road  
Atlanta, Georgia 30311

03-*R*-0792

**ADOPTED BY**  
JUN 02 2003  
**COUNCIL**


For vehicular damages alleged to have been sustained when a Sanitation vehicle pulled down an electrical wire and caused the wire to strike a vehicle on September 10, 2001 at 1341 Westmont Road, SW.

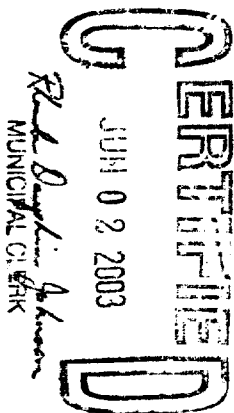
**BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:**

**BE IT RESOLVED** by the Council of the City of Atlanta that the action of the Department of Law be **MAMIE RILEY** the sum of **\$1,077.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained when a Sanitation vehicle pulled down an electrical wire and caused the wire to strike a vehicle on September 10, 2001 at 1341 Westmont Road, SW as is more particularly set forth in the within claim; said sum taken from and charged to account **2P01/529017/T31001**, Settlement of Suits and Claims, Department of Law.

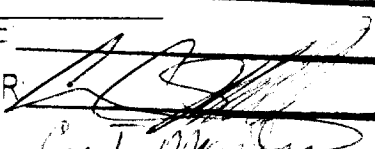
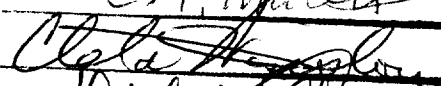
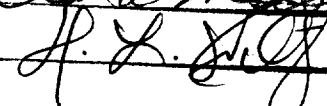


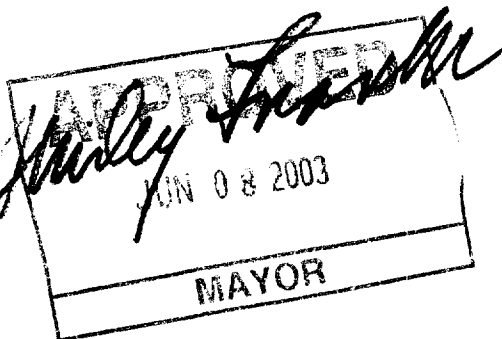
APPROVED: LINDA K. DISANTIS  
CITY ATTORNEY

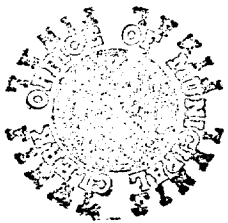
BY:   
JERRY L. DELOACH  
DEPUTY CITY ATTORNEY



## FAVORABLE REPORT

COMM: \_\_\_\_\_  
DATE: \_\_\_\_\_  
CHAIR:   
  
  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_





**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

**03-R-0792**

**A RESOLUTION**

**BY PUBLIC SAFETY &  
LEGAL ADMINISTRATION COMMITTEE**

**BE IT RESOLVED BY** the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Mamie Riley** in the sum of **\$1,077.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained **when a Sanitation vehicle pulled down an electrical wire and caused the wire to strike a vehicle on September 10, 2001 at 1341 Westmont Road, SW** as is more particularly set forth in the within claim; said sum taken from and charged to Account 2P01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

*Phonda Daughin Johnson*  
Municipal Clerk, CMC

**ADOPTED by the Council  
APPROVED by the Mayor**

**June 2, 2003  
June 8, 2003**

**DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY**

Claim No. 01L0651

Date: May 14, 2003

Claimant /Victim MAMIE RILEY  
BY: (Atty) (Ins. Co.) \_\_\_\_\_  
Address: 1341 Westmont Road, SW, Atlanta, Georgia 30311  
Subrogation: \_\_\_\_\_ Claim for Property damage \$ 1,077.00 Bodily Injury \$ \_\_\_\_\_  
Date of Notice: 9/24/01 Method: Written, Proper X Improper \_\_\_\_\_  
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 9/10/01 Place: 1341 Westmont Road, SW,  
Department PUBLIC WORKS Division Solid Waste Services  
Employee involved \_\_\_\_\_ Disciplinary Action: \_\_\_\_\_

NATURE OF CLAIM: Claimant's vehicle sustained when a City Sanitation vehicle severed a low hanging electrical wire above the street and caused the wire to strike the hood of the claimant's vehicle. An investigation was unable to identify the Sanitation vehicle and driver because the witnesses were unable to obtain a truck number or license number, however, witnesses confirmed that the vehicle was a City of Atlanta sanitation truck.

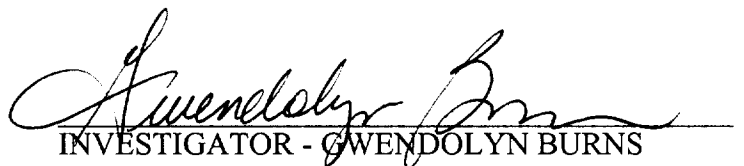
**INVESTIGATION:**

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Others \_\_\_\_\_ Written \_\_\_\_\_ Oral \_\_\_\_\_  
Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police \_\_\_\_\_ Dept Report \_\_\_\_\_ Other X  
Traffic citations issued: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_  
Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_


**BASIS OF RECOMMENDATION:**

Function: Governmental X Ministerial \_\_\_\_\_  
Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other X Damages reasonable \_\_\_\_\_  
City not involved \_\_\_\_\_ Offer rejected \_\_\_\_\_ Compromise settlement \_\_\_\_\_  
Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_  
Claimant Negligent \_\_\_\_\_ City Negligent \_\_\_\_\_ Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_

Respectfully submitted,

  
INVESTIGATOR - GWENDOLYN BURNS

**RECOMMENDATION:**

Pay \$ 1,077.00 Adverse \_\_\_\_\_ Account charged: 1A01 \_\_\_\_\_ 2J01 \_\_\_\_\_ 2P01 X 2H01 \_\_\_\_\_  
Claims Manager:  Concur/date 15-14-03  
Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_

RCS# 4761  
6/02/03  
2:42 PM

Atlanta City Council

Regular Session

CONSENT I                      Pgs.1-11 Except:03-O-0767; 03-O-0706

ADOPT

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 1  
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	E Fauver	Y Martin	NV Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

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<b>ITEMS ADOPTED ON CONSENT AGENDA</b>	<b>06/02/03 Council Meeting ITEMS ADVERSE ON CONSENT AGENDA</b>
1. 03-O-0705	32. 02-R-1076
2. 03-O-0837	33. 02-R-1077
3. 03-O-0717	34. 02-R-1078
4. 03-O-0104	35. 02-R-1079
5. 03-O-0663	36. 02-R-1080
6. 03-O-0711	37. 02-R-1081
7. 03-O-0835	38. 02-R-1082
8. 03-O-0836	39. 02-R-1083
9. 03-O-0840	40. 02-R-1084
10. 03-O-0721	41. 02-R-1085
11. 03-O-0786	42. 02-R-1086
12. 03-O-0587	43. 02-R-1087
13. 03-O-0781	44. 02-R-1088
14. 02-R-1351	45. 02-R-1089
15. 03-R-0822	46. 02-R-1090
16. 03-R-0823	47. 02-R-1091
17. 03-R-0825	48. 02-R-1092
18. 03-R-0828	49. 02-R-1093
19. 03-R-0829	50. 02-R-1094
20. 03-R-0832	51. 02-R-1095
21. 03-R-0833	52. 02-R-1096
22. 03-R-0820	53. 02-R-1097
23. 03-R-0821	54. 02-R-1098
24. 03-R-0845	55. 02-R-1099
25. 03-R-0846	
26. 03-R-0789	
27. 03-R-0790	
28. 03-R-0791	
29. 03-R-0792	
30. 03-R-0793	
31. 03-R-0794	

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Consent I Vote: 13Yeas; 0Nays: (See RCS #4761)  
Items Removed from the Consent Agenda: 03-O-0767; 03-O-0706